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12 Class

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN JOSE DIVISION

19 IN RE FACEBOOK PRIVACY
20 LITIGATION

Case No. 5:10-cv-02389-RMW

**STIPULATION AND [] ORDER
CONTINUING CASE MANAGEMENT
CONFERENCE (L.R. 16-2)**

Courtroom: 6
Judge: Hon. Ronald M. Whyte
Trial Date: None Set

1 This Stipulation is entered into by and among Plaintiff Mike Robertson (“Plaintiff”) and
2 defendant Facebook, Inc. (“Facebook”) (Plaintiff and Facebook collectively “the Parties”), by and
3 through their respective counsel.

4 WHEREAS, Plaintiffs filed their First Amended Consolidated Class Action Complaint
5 (“Complaint”) in the above-entitled action on June 13, 2011;

6 WHEREAS, Facebook filed a motion to dismiss the Complaint;

7 WHEREAS, on November 22, 2011, the Court (Judge Ware) granted Facebook’s motion
8 to dismiss the Complaint with prejudice and entered judgment in Facebook’s favor;

9 WHEREAS, Plaintiffs filed a notice of appeal to the U.S. Court of Appeals for the Ninth
10 Circuit, and the Parties presented briefing and oral argument in the Ninth Circuit;

11 WHEREAS, on May 8, 2014, the Ninth Circuit affirmed in part, reversed in part, and
12 remanded the above-entitled action to this Court;

13 WHEREAS, on June 3, 2014, the Ninth Circuit’s Mandate issued (Dkt. Nos. 127-128);

14 WHEREAS, this Court has set a Case Management Conference for June 20, 2014 (Dkt. No.
15 126);

16 WHEREAS, counsel for Plaintiffs have long-standing prior commitments that, unless
17 cancelled, prevent counsel from attending the Case Management Conference scheduled for June
18 20, 2014;

19 WHEREAS, continuing the Case Management Conference will not alter the date of any
20 other event or deadline already fixed by Court order;

21 NOW, THEREFORE, pursuant to Civil Local Rule 16-2, the Parties hereby stipulate and
22 agree, subject to approval by this Court, to continue the Case Management Conference to 10:30
23 a.m., July 25, 2014, or as soon thereafter as the Court’s schedule permits.

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1 **IT IS SO STIPULATED.**
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4 Dated: June 5, 2014

COOLEY LLP

5 /s/ Matthew D. Brown

6 Matthew D. Brown
7 Attorneys for Defendant Facebook, Inc.

8 NASSIRI & JUNG LLP

9 /s/ Kassra P. Nassiri

10 Kassra P. Nassiri
11 Attorneys for Plaintiffs

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14 PURSUANT TO STIPULATION, IT IS SO ORDERED.
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18 1 5 15
19 DATE
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21 Ronald M. Whyte
22 HON. RONALD M. WHYTE
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